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PART III.

Legislative Measures and Rules thereunder.

LEGISLATIVE DEPARTMENT.

REGULATION No. IV OF 1904.

(PASSED ON THE 19TH DAY OF APRIL 1904.)

A Regulation to amend the City of Mysore Improvement Regulation, 1903.

Preamble.

Whereas it is expedient to amend the City of Mysore Improvement Regulation, 1903; His Highness the Maharaja is pleased to enact as follows:—

Addition of new section after section 20, Regulation III of 1903.

1. After section 20 of the City of Mysore Improvement Regulation, 1903, the following new section shall be added, namely:—

Power to abate overcrowding.

"20-A. (1) The Board may, at any time, in manner hereinafter prescribed, take steps to abate overcrowding in buildings within any area comprised in an improvement scheme.

(2) Whenever the Board consider the interior of a building is so overcrowded as to be, or to be likely to become, dangerous or prejudicial to the health of the inhabitants of that or of any neighbouring building, the Board may cause proceedings to be taken before a Magistrate of the first class for the purpose of obtaining an order to prevent such overcrowding.

(3) Such Magistrate may, on the production of a certificate by a medical officer duly authorised or empowered by the Board or the Government, stating his opinion that the overcrowding complained of is likely to cause disease or risk of disease, and after such further inquiry, if any, as may appear to such Magistrate necessary, require the owner of the building within a reasonable time, not being more than six weeks or less than ten days, to abate the number of lodgers, tenants or other inmates of the said building to such extent as he shall deem necessary to prescribe, or may pass such other order as he shall deem just and proper.

(4) If the said building shall have been sublet, the landlord of the lodgers, tenants or other actual inmates of the same shall for the purpose of sub-section (3) be deemed to be the owner of the building.

(5) It shall be incumbent on any owner to whom any requisition is issued under sub-section (3), forthwith to give to so many of the lodgers, tenants or other actual inmates of the said building as may be necessary to fulfil the conditions prescribed thereby, written notice to vacate the said building within the period specified in such requisition, and any such lodgers, tenants or inmates receiving such notice shall be bound to comply therewith."

Addition of new section after section 41, Regulation III of 1903.

2. After section 41 of the said Regulation, the following new section shall be inserted:—

"Penalty for permitting overcrowding, etc."

"41-A. Any owner of a building who, after the date specified in any requisition issued under sub-section (3) of section 20-A, permits the overcrowding of any building in contravention of such requisition, and any person who omits to vacate any such building in accordance with notice given to him under sub-section (5) of the said section, shall be punished with fine which may extend to ten rupees for each day subsequent to the date specified in such requisition during which such overcrowding, or such omission to vacate, continues."

P. N. KRISHNAMURTI,

Dewan of Mysore.